

Exhibit 5

3505-6

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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IN RE:

JUUL LABS, INC., No. 19-MD-02913-WHO
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY LITIGATION,
_____ /

REMOTE VIDEOTAPED DEPOSITION OF DACOTAH SWETT
PACIFIC, CALIFORNIA
TUESDAY, SEPTEMBER 21, 2021

Stenographically Reported by:

ANDREA M. IGNACIO, CSR, RPR, CRR, CCRR, CLR

California CSR No. 9830

Job No. 199844

1 Have you reviewed the complaint in this case?

2 A No.

3 Q Do you know what Altria is?

4 A Could you say it again.

5 Q Sure. Do you know what Altria is?

6 A No.

7 Q Are you aware of the relief SFUSD is seeking
8 against Altria in this lawsuit?

9 A No.

10 Q Are you aware of any specific school district
11 tobacco education or prevention programming for acts
12 specifically done by Altria?

13 A No.

14 Q Are you aware of the school district's
15 allegations against Altria in this lawsuit?

16 A No.

17 Q Are you aware of who Philip Morris is?

18 A I'm aware that was a company.

19 Q Okay. Are you aware of the school district's
20 allegations against Philip Morris in this lawsuit?

21 A No.

22 Q Do you know if it's illegal for people under
23 the age of 21 to purchase tobacco products in
24 California?

25 A Do I know if it's illegal?

1 Q Sure. Do you know if it's illegal for people
2 under the age of 21 to purchase tobacco products?

3 A I believe it is.

4 Q Okay. And during your time with the school
5 district, were you aware of students receiving e-mails
6 from Altria about JUUL products?

7 A To their home address -- their home e-mail or
8 their district e-mail?

9 Q All e-mails.

10 A I -- I guess I would say no, I -- I don't. I
11 didn't know that.

12 Q So --

13 A I don't know that.

14 Q And are you aware of students in the school
15 district receiving any e-mails from Altria at all?

16 A No, I don't.

17 Q Are you aware of students in the school
18 district receiving text messages from Altria?

19 A No.

20 Q Are you aware of students in the school
21 district signing up for Altria e-mail lists?

22 A No.

23 Q Are you aware of students in the school
24 district signing up for Philip Morris e-mail lists?

25 A No.

1 Q Are you aware of students in the school
2 district receiving mailings from Altria about JUUL
3 products?

4 A No.

5 Q Are you aware of students in the school
6 district receiving any mail from Altria?

7 A No.

8 Q Are you aware of students in the school
9 district visiting Altria's website?

10 A No.

11 Q Are you aware of students in the school
12 district visiting the Philip Morris website?

13 A No.

14 Q And during your time with the school
15 district, were you aware of students seeing JUUL
16 advertisements or marketing on packages of cigarettes?

17 A I don't have any direct knowledge of that.

18 Q Sure.

19 Are you aware of students in the school
20 district seeing any advertisements from Altria?

21 A No.

22 Q Are you aware of students in the school
23 district purchasing JUUL products from a store that
24 received services from Altria?

25 A No.

1 Q And are you aware of any Altria marketing for
2 JUUL products targeted to minors?

3 A No.

4 Q Are you aware of any specific student in the
5 school district who was misled by Altria about the
6 effects of JUUL products?

7 A No.

8 Q Are you aware of any employees in the school
9 district receiving communications directly from
10 Altria?

11 A No.

12 Q Have you ever communicated with any Altria
13 employees or agents?

14 A Not to my knowledge.

15 Q Are you aware of employees in the school
16 district receiving communications directly from Philip
17 Morris?

18 A No.

19 Q And are you aware of Altria providing any
20 services to retail stores in the school district?

21 A No.

22 MR. OMOROGIEVA: That's all I have for you.
23 Thank you.

24 THE WITNESS: You're welcome.

25 MR. CUTLER: No questions from me.